

# JOURNAL OF THE SENATE

Monday, April 10, 1933

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The Senate convened at 4:00 o'clock p. m. pursuant to adjournment on Friday, April 7, 1933.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hale, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—38.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Wednesday, April 5, 1933, was corrected as follows:

On page 7, column 1, Strike out lines 10 to 12, inclusive, and insert in lieu thereof the following:

A Joint Resolution, Proposing an Amendment to Article IX of the Constitution of the State of Florida relating to Taxation and Finance.

**BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:** That the following Amendment to Article IX of the Constitution of the State of Florida relating to Taxation and Finance to be numbered Section 14 of said Article IX, be and the same hereby is agreed to and shall be submitted to the electors of the State of Florida at the general election to be held on the first Tuesday after the first Monday in November, A. D. 1934, for ratification or rejection, to-wit: Section 14. The Legislature of the State of Florida shall have power to levy a tax upon income and to fix the rate or rates thereof, and to apportion the taxes collected therefrom.

On page 7, column 1, line 13, strike out the words "by its title only."

On page 7, column 1, strike out lines 44 to 46, inclusive, and insert in lieu thereof the following:

A Joint Resolution Proposing repeal of Section 23 of Article 5 of the Constitution of the State of Florida, relating to Constables and providing for their election.

**BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:**

Section 1. That Section 23 of Article 5 of the Constitution of the State of Florida, relating to Constables and providing for their election be and the same is hereby repealed.

Section 2. This resolution shall be submitted to the electors of the State at the general election of Representatives to be held in the year A. D., 1934, for approval or rejection.

On page 7, column 1, line 47, strike out the words "by its title only."

On page 7, column 2, strike out lines 6 to 11, inclusive, and insert in lieu thereof the following:

A Joint Resolution proposing the repeal of Sections 21 and 22 of Article 5 of the Constitution of the State of Florida, relating to Justices of the Peace, providing for the divisions of each County into Justice Districts; for the election of Justices of the Peace, fixing their terms of office and prescribing the jurisdiction.

**BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:**

Section 1. That Sections 21 and 22 of Article 5 of the Constitution of the State of Florida, relating to Justice of the Peace, providing for the division of each county, into Justice District, for the election of Justices of the Peace, and prescribing their terms of office and jurisdiction be and the same are hereby repealed.

Section 2. This resolution shall be submitted to the electors of the State at the general election of Representatives to be held in the year 1934, for approval or rejection.

On page 7, column 2, line 12, strike out the words "by its title only."

On page 7, column 2, strike out lines 23 to 25, inclusive, and insert in lieu thereof the following:

A Joint Resolution proposing an amendment to Section 9, of Article 12 of the Constitution of the State of Florida relating to County School Funds, their use and distribution.

**BE IT RESOLVED BY THE LEGISLATURE OF THE**

**STATE OF FLORIDA:** That the following amendment to Section 9 of Article 12 of the Constitution of the State of Florida, relating to County School Funds, their use and distribution be and the same is hereby agreed to and shall be submitted to the electors of the state at the general election of Representatives to be held in the year A. D. 1934, for the rejection or approval, to-wit:

Section 9. In addition to the tax provided for in Section 8 of this Article the County School Fund shall consist of the proportion of the interest of the State School Fund and of the one mill State tax apportioned to the county, all capitation taxes collected within the county and all appropriations by the Legislature which shall with all other County School Funds be apportioned and distributed as may be provided by law and shall be disbursed by the County Board of Public Instruction solely for the support and maintenance of public free schools; Provided, that such apportionment and distribution shall be made by general law based upon some declared principle of classification to be determined by the Legislature; and Provided further, that from the funds so apportioned and distributed during each of the ten scholastic years following the adoption of this amendment, beginning with the scholastic year current at the time of such adoption the respective Boards of Public Instruction shall pay one-tenth of the outstanding valid indebtedness of such boards, incurred for the support and maintenance of public free schools in the county prior to January 1st, 1933, such indebtedness to include the principal sum thereof and interest thereon at the rate of five per cent per annum from the date when due to January 1, 1933.

On page 7, column 2, line 26, strike out the words "by its title only".

On page 9, column 1, strike out lines 40 to 44, inclusive, and insert in lieu thereof the following:

A Joint Resolution proposing an Amendment to Article XIX of the Constitution of the State of Florida heretofore relating to Prohibition and by this Amendment to Relate to the manufacture and sale of Alcoholic Liquors and Beverages in the State of Florida.

**BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:** That Article XIX of the Constitution of the State of Florida heretofore relating to Prohibition but by this Amendment to relate to the manufacture and sale of alcoholic liquors and beverages in the State of Florida, be and the same is hereby agreed to and shall be submitted to the electors of the State at the general election of Representatives to be held in 1934 for approval or rejection. That said Article XIX shall be amended so as to read as follows:

Section 1. Alcoholic liquors and beverages, the sale of which is not prohibited by the Constitution and Statutes of the United States, may be sold in the State of Florida but when the same is sold at retail or to the consumer it shall be sold only by the State of Florida through agencies and dispensaries established by the Legislature and then only under such conditions as may be prescribed by law.

The Legislature is hereby authorized to provide by law for the establishment of agencies and dispensaries of and for the State for the sale and delivery of alcoholic liquors and beverages, the sale of which is not prohibited at the time by Federal Constitution or Statute, and to enact all necessary laws to control the sale and disposition of such liquors and beverages by the State at retail and to the consumer. Provided, however, that all such laws shall contemplate that all the net profits arising from the sale of such liquors and beverages at retail and to the consumer shall belong to the State of Florida and shall be appropriated one-fourth thereof to the State General Revenue Funds, three-eighths to the Counties of Florida in such proportions as the Legislature may direct and three-eighths to the cities and towns where the same may be sold.

Section 2. The Legislature may, on such conditions and subject to the payment of such taxes by such manufacturers as the Legislature designates, authorize the manufacture of such alcoholic liquors and beverages in Florida and the sale thereof only to the State retail agencies and dispensaries when it is sold for consumption in this State, and may authorize the shipment of such liquors and beverages to any other state or country where the sale thereof is not prohibited by law.

On page 9, column 1, line 45, strike out the words "by its title only." or high. Column 2, strike out lines 27 to 29, inclusive, have a clean lieu thereof the following:  
 A Joint Resolution proposing an Amendment to Section 1 of Article IX, of the Constitution of the State of Florida, relative to Taxation and Finance.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA: That the following amendment of Section 1 Article IX of the Constitution of the State of Florida, relating to taxation and finance, be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for approval or rejection at the next general election of Representatives to be held on the first Tuesday after the first Monday in November, A. D. 1934; that is to say, that Section 1, Article IX, of the Constitution of the State of Florida shall be amended to read as follows:

Section 1. The Legislature shall provide for a uniform and equal rate of taxation, except that it may provide for special rate or rates on intangible property, but such special rate or rates shall not exceed five mills on the dollar of the assessed valuation of such intangible property, which special rate or rates, or the taxes collected therefrom, may be apportioned by the Legislature, and shall be exclusive of all other State, County, district and municipal taxes; and shall prescribe such regulations as shall secure a just valuation of all property, both real and personal, excepting such property as may be exempted by law for municipal, education, literary, scientific, religious or charitable purposes;

PROVIDED (a), subsequent to the year A. D., 1934 there shall be forever exempt from all taxes of whatsoever character, including all State, County, district and municipal taxes, the sum or value of Five Thousand Dollars of the assessed value of each homestead in the State of Florida actually and bona fide occupied solely as a home and place of residence by the owner or owners thereof, consisting of not more in area than one-quarter of an acre of land, in an incorporated municipality, and of not more in area than ten acres of land, situated outside of any such incorporated municipality; and

PROVIDED, further (b), nothing herein shall exempt any such property from such taxes or assessments as may be levied and imposed thereon by law for improvements or special benefits accruing directly to the property taxed; and

PROVIDED, further (c), not more than one such exemption shall be available as the homestead in this State of any one person or group of persons.

On page 9, column 2, line 30, strike out the words "by its title only."

And as corrected was approved.

The Journal of Thursday, April 6, 1933, was corrected as follows:

On page 1, column 2, strike out lines 53 to 55, inclusive, and insert in lieu thereof the following:

A Joint Resolution proposing an Amendment to Section 21 of Article V of the Constitution of the State of Florida relating to Justice of the Peace Districts.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA: Section 1. That the following amendment to Section 21 of Article V of the Constitution of the State of Florida relating to Justice of the Peace Districts be and the same is hereby agreed to and shall be submitted to the qualified electors of the State of Florida for ratification or rejection at the next General Election to be held in November, A. D. 1934, that is to say that Section 21 of Article V of the Constitution of the State of Florida be and the same is hereby amended so as to read as follows:

"Section 21. Where expressly provided for by laws enacted by the Legislature, but not otherwise, the County Commissioners of the County shall divide the County into appropriate justice districts in such manner and in such number and embracing such territory as may be provided by law. When provision shall be made for justice of peace districts under this Section, there shall be elected one Justice of the Peace and one Constable for each of the said districts. They shall each hold their office for four years, and shall be elected at General Elections. From and after the adoption of this amendment no Justice of the Peace District, nor Justice of the Peace, nor Constable therefor, shall exist except pursuant to this amended Section, provided that justices of the peace and constables holding office at the time of ratification of this amendment shall hold office for the remainder of the term for which they were elected."

On page 1, column 2, line 56, strike out the words "by its title only".

On page 2, column 1, strike out lines 8 to 10, inclusive, and insert in lieu thereof the following:

A Joint Resolution proposing an amendment of Section 20 of Article 3 of the Constitution of the State of Florida relating to the passage of special or local laws.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA: That the following amendment to Section 20 of Article 3 of the Constitution of the State of Florida relating to the passage of special or local laws be, and the same is hereby agreed to, and shall be submitted to the electors of the State at the general election of Representatives to be held in the year A. D. 1934, for approval or rejection, to-wit:

Section 20. The Legislature shall not pass special or local laws in any of the following enumerated cases; that is to say, regulating the jurisdiction and duties of any class of officers, except municipal officers, or for the punishment of crime or misdemeanor; regulating the practice of courts of justice, except municipal courts; providing for changing venue of civil and criminal cases; granting divorces; changing the names of persons; vacating roads; summoning and empanelling grand and petit juries, and providing for their compensation; for assessment and collection of taxes for State and County purposes; for opening and conducting elections for State and county officers, and for designating the places of voting; for the sale of real estate belonging to minors estates of descendants, and of persons laboring under legal disabilities; regulating the fees of officers of the State; giving effect to informal or invalid deeds or wills; legitimizing children; providing for the adoption of children; relieving minors from legal disabilities; and for establishment of ferries.

On page 2, column 1, line 11, strike out the words "by its title only".

On page 2, column 1, strike out lines 15 to 19, inclusive, and insert in lieu thereof the following:

A Joint Resolution proposing an amendment to Section 27 of Article 3 of the Constitution of the State of Florida relating to the duties of the Legislature regarding the election by the people or appointment by the Governor of State and County Officers and fixing their duties and compensation.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA: That the following amendment to Section 27 of Article 3 of the Constitution of the State of Florida relating to the duties of the Legislature regarding the election by the people or appointment by the Governor of State and county officers and fixing the duties and compensation be and the same is hereby agreed to, and shall be submitted to the electors of the State at the general election of Representatives to be held in the year A. D., 1934 for rejection or approval, to-wit:

Section 27. The Legislature shall provide for the election by the people or appointment by the Governor of all State and county officers not otherwise provided for by this Constitution, and fix by law their duties and compensation, provided that the compensation of no State or county officer provided for by this Constitution, or by the Legislature, shall be increased or diminished during the term for which he may be elected or appointed.

On page 2, column 1, line 20, strike out the words "by its title only".

On page 2, column 1, strike out lines 24 to 28, inclusive, and insert in lieu thereof the following:

A Joint Resolution proposing an amendment to Section 6 of Article 8 of the Constitution of the State of Florida relating to the election in each county of county officers, their powers, duties and compensation, and for the custody of county funds.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA: That the following amendment to Section 6 of Article 8 of the Constitution of the State of Florida relating to the election in each county of county officers, their powers, duties and compensation; and the custody of county funds be and the same is hereby agreed to, and shall be submitted to the electors of the State at the general election of Representatives to be held in the year A. D. 1934, for approval or rejection, to-wit:

Section 6. The Legislature shall provide for the election by the qualified electors in each county of the following county officers, to-wit: A Clerk of the Circuit Court, a Sheriff, a County Assessor of Taxes who shall be Ex-officio Tax Collector, and a Superintendent of Public Instruction. The term of office of all county officers mentioned in this section shall be for four years, provided that no person shall be eligible for election or appointment to succeed himself in office after having served in two successive years, or parts of terms, and pro-

vided further that no person shall be eligible to succeed himself in the office of sheriff. The powers, duties and compensation of such officers shall be prescribed by law. The Legislature shall provide by law for the care and custody of all county funds and shall provide the method of reporting and paying out all such funds.

On page 2, column 1, line 29, strike out the words "by its title only".

On page 2, column 1, strike out lines 33 to 36, inclusive, and insert in lieu thereof the following:

A Joint Resolution proposing an amendment to Section 11 of Article 9 of the Constitution of the State of Florida relating to the levy of income taxes and exemptions to heads of families.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA: That the following amendment to Section 11 of Article 9 of the Constitution of the State of Florida relating to the levy of income taxes and exemptions to heads of families, be and the same is hereby agreed to, and shall be submitted to the electors of the State at the general election of Representatives to be held in the year A. D. 1934, for approval or rejection.

Section 11. There shall be exempt from taxation to the head of a family residing in this State personal property to the value of five hundred dollars.

On page 2, column 1, line 37, strike out the words "by its title only".

On page 2, column 2, strike out lines 67 to 69, inclusive, and insert in lieu thereof the following:

A Joint Resolution proposing an Amendment to the Constitution of Florida, to be known as Sections 12, 13 and 14 of Article IX, relating to Taxation and Finance.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA: That the following amendment to Article Nine of the Constitution, relating to Taxation and Finance, be and the same is hereby agreed to, and shall be submitted to the electors of the State at the General Election of Representatives in 1934 for approval or rejection:

Section 12. The Legislature shall not levy, or authorize the levy or collection of ad valorem taxes on real and personal property for any State purpose or for the benefit of any State fund, and shall limit the tax levies of all subdivisions of the State, observing as a maximum, any limit or authorization in this Constitution.

Section 13. The Legislature shall have power to levy lawful taxes, other than ad valorem taxes, and to collect and distribute the same to or for the benefit of, the several counties from which collected by State officers or State agencies.

Section 14. All portions of the Constitution in conflict herewith are hereby repealed.

On page 2, column 2, line 70, strike out the words "by its title only."

On page 3, column 1, strike out lines 31 to 33, inclusive, and insert in lieu thereof the following:

A Joint Resolution proposing an Amendment to Section 1 of Article X of the Constitution of Florida, relating to Homestead Exemptions.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA: That the following amendment to Section 1 of Article X of the Constitution of the State of Florida, be, and the same is hereby agreed to, and shall be submitted to the electors of the State of Florida at the next General Election to be held on the first Tuesday after the first Monday in November, 1935, for ratification or rejection.

Section 1. A Homestead to the extent of one hundred and sixty acres of land, or the half of one acre within the limits of any incorporated city or town, owned by the head of a family residing in this State, together with one thousand dollars worth of personal property, and the improvements on the real estate, shall be exempt from forced sale under process of any court, and the real estate shall not be alienable without the joint consent of husband and wife, when that relation exists. Such homestead property shall be exempt from sale for taxes or assessments to the value of seventy-five percent of ten thousand dollars not within the limits of any incorporated city or town, and to the value of seventy-five percent of five thousand dollars within the limits of any incorporated city or town. But no property shall be exempt from the payment of obligations contracted for the purchase of said property, or for the erection or repair of improvements on the real estate exempted, or for house, field or other labor performed on the same. The exemption herein provided for in a city or town shall not extend to more improvements or buildings than the residence and business house of the

owner; and no judgment or decree or execution shall be a lien upon exempted property except as provided in this article.

On page 3, column 1, line 34, strike out the words "by its title only."

On page 3, column 2, strike out lines 30 to 33, inclusive, and insert in lieu thereof the following:

A Joint Resolution providing an amendment to Section One, Article Ten of the Constitution of the State of Florida, relating to Homesteads and Exemptions, and providing that no actual Homestead shall be subject to State or County Taxation.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA: That the following amendment to Section One, Article Ten, of the Constitution of the State of Florida, relating to Homesteads and Exemptions be, and the same is hereby agreed to, and shall be submitted to the electors of the State of Florida at the General Election of Representatives to be held in 1934, for approval or rejection. That said Section One of Article Ten shall be amended so as to read as follows:

ARTICLE TEN (Section 1.) A Homestead to the extent of One Hundred and Sixty acres of land or the half of one acre within the limits of any incorporated city or town, owned by the head of a family, actually residing in this State, together with One Thousand Dollars worth of personal property and the improvements on the real estate, shall be exempt from forced sale under process of any Court, and the real estate shall not be alienable without the joint consent of husband and wife when that relation exists. But no property shall be exempt from sale for the payment of obligations contracted for the purchase of said property or for the erection or repair or improvement on the real estate exempted, or for house, field or other labor performed on the same. The exemption herein provided for in a City or Town shall not extend to more improvements or buildings than the residence or business house of the owner; and no judgment or decree or execution shall be a lien upon exempted property except as provided in this article. And no assessment for any State or County taxation shall be levied upon that part of the actual homestead of any person who is an actual citizen of this State and residing therein ordinarily for nine months of the year when such Homestead as herein defined is actually used for home purposes and no other purposes and after such citizen or resident files with the tax collector collecting taxes for the State and County in the County in which such homestead is located, a proper description of the property so claimed as exempt and as heretofore defined by this Section. The part of the homestead to be exempted from State and County taxation shall be the house wherein such citizen or resident lives with his family and that part of the land which is used for house and barnyard purposes, under fence, and within the curtilage of the dwelling.

On page 3, column 2, line 34, strike out the words "by its title only."

And as corrected was approved.

The Journal of Friday, April 7, 1933, was corrected as follows:

On page 3, column 1, strike out lines 47 to 49, inclusive, and insert in lieu thereof the following:

A Joint Resolution proposing an amendment to Article VIII of the Constitution of the State of Florida relatives to cities and counties.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA: That the following amendment to Article VIII of the Constitution of the State of Florida relative to cities and counties, to be numbered Section 10 of said Article VIII, be and the same is hereby agreed to, and shall be submitted to the electors of the State at the general election to be held on the first Tuesday after the first Monday in November, A. D. 1934, for ratification or rejection, to-wit:

Section 9. The Legislature from time to time may provide for the consolidation or merger of any two or more counties of the State, may abolish all county officers in any one or more of the counties so consolidated or merged, establish a system of county government and provide for officers for the county resulting from such consolidation or merger, and may provide for all matters germane to such consolidation or merger, but no legislation providing for the consolidation or merger of any counties under this section shall be effective until a majority of the electors in each county affected thereby who shall vote thereon at an election for the purpose, and who are qualified to vote for members of the Legislature, shall ratify and approve such legislation, provision for the holding of which

election or elections the Legislature shall have plenary power to enact.

Indebtedness existing at the time any consolidation of counties become effective, whether evidenced by bonds or otherwise, and further bonded indebtedness, if issued for the purpose of refunding or paying antecedent indebtedness, shall not be extended beyond the area originally liable therefor.

On page 3, column 1, line 50, strike out the words "by its title only."

On page 4, column 2, strike out lines 32 to 34, inclusive, and insert in lieu thereof the following:

A Joint Resolution proposing an amendment to Article VIII of the Constitution of the State of Florida relative to cities and counties.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA: That the following amendment to Article VIII of the Constitution of the State of Florida relative to cities and counties, to be numbered Section 9 of said Article VIII, be and the same is hereby agreed to and shall be submitted to the electors of the State at the general election to be held on the first Tuesday after the first Monday in November, A. D. 1934, for ratification or rejection, to-wit:

Section 9. The Legislature shall have power to establish, alter or abolish, a municipal corporation to be known as the City of Jacksonville, extending territorially throughout the present limits of Duval County, in the place of any or all county, district, municipal and local governments, boards, bodies and officers, constitutional or statutory, legislative, executive, judicial, or administrative, and shall prescribe the jurisdiction, powers, duties and functions of such municipal corporation, its legislative, executive, judicial and administrative departments and its boards, bodies and officers; to divide the territory included in such municipality into subordinate districts, and to prescribe a just and reasonable system of taxation for such municipality and districts; and to fix the liability of such municipality and districts. Bonded and other indebtedness, existing at the time of the establishment of such municipality, shall not be enforceable against any property not then taxable therefor. A homestead in a rural area of said municipality shall not be limited as if a city or town. Such municipality may exercise all the powers of a municipal corporation and shall also be recognized as one of the legal political divisions of the State with the duties and obligations of a county and shall be entitled to all the powers, rights and privileges, including representation in the State Legislature, which would accrue to it if it were a county. All property of Duval County and of the municipalities in said county shall vest in such municipal corporation when established as herein provided. Nothing contained herein shall affect Section 20 of Article III of the Constitution of the State of Florida, except as to such provisions therein as relate to regulating the jurisdiction and duties of any class of officers, to summoning and impanelling grand and petit juries, to assessing and collecting taxes for county purposes and to regulating the fees and compensation of county officers. No legislation under this section shall be effective until approved at a special election held in such territory for that purpose by a majority of those voting at such special election who were qualified to vote at the last general election preceding such special election.

On page 4 column 2, line 35, strike out the words "by its title only".

And as corrected was approved.

#### REPORTS OF COMMITTEES

Senator Gary, Chairman of the Committee on Finance and taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 10, 1933.

Hon. T. G. Futch,  
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 118:

A bill to be entitled An Act to repeal Sections 1, 13, 14, 15, 18, 19, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 30a and 31 of Chapter 14572 of the Laws of Florida, being An Act relating to and concerning taxation.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

W. T. GARY,  
Chairman of Committee.

And Senate Bill No. 118, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Gary, Chairman of the Committee on Finance and taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 10, 1933.

Hon. T. G. Futch,  
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 81:

A bill to be entitled An Act amending Section 950 of the Compiled General Laws of Florida fixing the time when taxes are due and how payable and the discount allowed payer before certain times.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

W. T. GARY,  
Chairman of Committee.

And Senate Bill No. 81, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Gary, Chairman of the Committee on Finance and taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 10, 1933.

Hon. T. G. Futch,  
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 84:

A bill to be entitled An Act to abolish occupation licenses in Florida.

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,

W. T. GARY,  
Chairman of Committee.

And Senate Bill No. 84, contained in the above report, was placed on the table under the rule.

Senator Gary, Chairman of the Committee on Finance and taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 7, 1933.

Hon. T. G. Futch,  
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 17:

A bill to be entitled An Act imposing an additional tax upon gasoline or other like products of petroleum; providing for reports of sales of such commodities to the comptroller of the State of Florida; providing for the disposition of the moneys derived from such taxes, and fixing a penalty for the violation of the provisions of this Act; providing that the gasoline inspection laws of the State of Florida shall apply to this Act; requiring a reduction of state ad valorem millage taxes consistent herewith; and providing that this Act is an emergency revenue measure and shall be of no force and effect from and after July 1st, 1935.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

W. T. GARY,  
Chairman of Committee.

And Senate Bill No. 17, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Gary, Chairman of the Committee on Finance and taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 7, 1933.

Hon. T. G. Futch,  
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 15:

A bill to be entitled An Act to fix the annual salaries of certain State officers and employees, and repealing Chapter 15720, Laws of Florida, Acts of 1931, relating to same subject.

Committee Amendments suggested: Committee's substitute bill entitled: A bill to be entitled An Act to "fix the annual salaries of certain State officers and employees, and repealing Chapter 15720, Laws of Florida, Acts of 1931, relating to same subject."

Have had the same under consideration, and recommend that said Committee's substitute bill do pass.

Very respectfully,

W. T. GARY,

Chairman of Committee.

And Senate Bill No. 15, contained in the above report, together with committee substitute therefor, was placed on the Calendar of Bills on second reading.

# REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Anderson, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 7, 1933.

Hon. T. G. Futch,  
President of the Senate:

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 20:

A bill to be entitled An Act repealing Chapter 15121, Laws of Florida, Acts of 1931, providing for a closed season on fishing, in Choctawhatchee river and other waters connected therewith.

Also—

Senate Bill No. 22:

A Bill to be entitled An Act prescribing qualifications of electors in special elections called and held to elect State Senators and Members of the House of Representatives in case of vacancies; and relieving electors from paying poll tax subsequent to the last General Election as a qualification to vote in the Special Election.

Also—

Senate Concurrent Resolution No. 1:

A concurrent resolution providing for the joint session in the House of Representatives to receive the Governor's message.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

S. W. ANDERSON,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

# INTRODUCTION OF RESOLUTIONS

By Senator Rose—

Senate Resolution No. 7:

BE IT RESOLVED BY THE SENATE OF FLORIDA THAT THE PAY OF ATTACHES BE AS FOLLOWS: Pages, \$3.00 per day and all other attaches, \$5.00 per day.

BE IT FURTHER RESOLVED, that the State Treasurer be authorized and directed to honor requisitions on the basis fixed by this Resolution, and that a copy of this Resolution be given to the Treasurer by the Secretary of the Senate.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to.

And Senate Resolution No. 7 was adopted.

# INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Anderson—

Senate Bill No. 124:

A bill to be entitled An Act The Bank Conservator Act and providing for the appointment of a Conservator by the Comptroller for certain banks and trust companies under certain conditions with his powers, duties and compensation, and further providing for the reorganization of certain banks and trust companies.

4-S. B.

Which was read the first time by its title only.

Senator Anderson moved that the rules be waived and Senate Bill No. 124 be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 124 was read a second time in full.

Senator Anderson moved that the rules be further waived and Senate Bill No. 124 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 124 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President: Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hale, Harrison, Hilburn, Hodges, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Turner, Watson, Whitaker—35.

Nays—Senator Stewart—1.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Anderson—

Senate Bill No. 125:

A Bill to be entitled An Act relating to the Issuance of Preferred Stock of Banking Companies, providing for the payment of dividends thereon. Providing how it may be retired and determining its priority over Common Stock; limiting the Liability of the Holders of Preferred Stock and fixing the rights of holders of Preferred Stock.

Which was read the first time by its title only.

Senator Anderson moved that the rules be waived and Senate Bill No. 125 be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 125 was read a second time in full.

Senator Anderson moved that the rules be further waived and Senate Bill No. 125 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 125 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President: Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hale, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Turner, Watson, Whitaker—36.

Nays—Senator Stewart—1.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Getzen and Sikes—

Senate Bill No. 126:

A bill to be entitled An Act to provide that all Moneys collected in the name of the State of Florida by any agent or department of the State of Florida shall be deposited in the General Revenue Fund of the State of Florida, and providing further that no moneys shall be expended by any department of the State of Florida or by any commission, board or agent of the State of Florida except and upon authorization of such expenditure under and by an appropriating Act or Acts of the Legislature.

Which was read the first time by its title only and referred to the Committee on Privileges and Elections.

By Senator Getzen—

Senate Bill No. 127:

A Bill to be entitled An Act dividing the State of Florida into Five Congressional Districts and prescribing and setting forth the territorial limits and boundaries of each district.

Which was read the first time by its title only and referred to the Committee on Privileges and Elections.

By Senator Getzen—

Senate Bill No. 128:

A Bill to be entitled An Act to declare, designate and establish certain State roads.

Which was read the first time by its title only and referred to the Committee on Public Roads and Highways.

By Senator Getzen—

Senate Bill No. 129:

A Bill to be entitled An Act requiring the State Hotel Commissioner to deposit to the credit of the General Revenue Fund of the State of Florida all moneys received by him as State Hotel Commissioner of the State of Florida.

Which was read the first time by its title only and referred to the Committee on Finance and Taxation.



By Senator Getzen—  
Senate Bill No. 130:

A Bill to be entitled An Act providing that from and after July 1st, 1933 all the Gross Income from the Shell Fish Industry in the State of Florida shall be paid into the Treasury of the State of Florida to the Credit of the General Revenue Fund.

Which was read the first time by its title only and referred to the Committee on Finance and Taxation.

By Senator Getzen—  
Senate Bill No. 131:

A Bill to be entitled An Act to abolish the office of State Game and Fresh Water Fish Commissioner, and to abolish the State Board of Forestry, and providing that all powers and duties now exercised and performed by the State Game and Fresh Water Fish Commissioner and by the State Forester be vested in, exercised and performed by the State Shell Fish Commissioner, and providing all moneys collected by the Shell Fish Commissioner be deposited to the General Revenue Fund for the reduction of the State ad valorem tax.

Which was read the first time by its title only and referred to the Committee on Game and Fisheries.

By unanimous consent Senate Bill No. 131, was withdrawn.

By Senator Gillis—  
Senate Bill No. 132:

A Bill to be entitled An Act relating to Taxation; To amend the following Statutes relating to Taxation; Section 741, Revised General Statutes, being Section 950, Compiled General Laws of Florida, 1927, as amended by Chapter 14571, Laws of Florida, Acts of 1929; Section 756, Revised General Statutes, as Amended by Chapter 8570, Laws of Florida, Acts of 1921, being Section 969, Compiled General Laws of Florida, 1927, as Amended by Chapter 14573, Laws of Florida, Acts of 1929; Section 760, Revised General Statutes, being Section 973, Compiled General Laws of Florida, 1927; Section 763, Revised General Statutes, being Section 976, Compiled General Laws of Florida, 1927; Section 1 of Chapter 84723, Laws of Florida, Acts of 1921, being Section 977, Compiled General Laws of Florida, 1927, Section 766, Revised General Statutes, being Section 981, Compiled General Laws of Florida, 1927, as amended by Chapter 14572, Laws of Florida, Acts of 1929; Section 769, Revised General Statutes, being Section 984, Compiled General Laws of Florida, 1927; Section 770, Revised General Statutes, being Section 985, Compiled General Laws of Florida, 1927, as Amended by Chapter 14572, Laws of Florida, Acts of 1929; Section 779, Revised General Statutes, being Section 1003, Compiled General Laws of Florida, 1927, as Amended by Chapter 14572, Laws of Florida, Acts of 1929; Section 796, Revised General Statutes, being Section 1027, Compiled General Laws of Florida, 1927; to repeal the following Statutes relating to Taxation: Section 757, Revised General Statutes, being Section 970, Compiled General Laws of Florida, 1927, as Amended by Chapter 14572, Laws of Florida, Acts of 1929, and Chapter 15799, Laws of Florida, Acts of 1931; Section 758, Revised General Statutes, being Section 971, Compiled General Laws of Florida, 1927; Sections 759, 761, and 762, Revised General Statutes, being, respectively, Sections 972, 974 and 975, Compiled General Laws of Florida, 1927, as Amended by Chapter 14572, Laws of Florida, Acts of 1928, to repeal all Statutes relating to the advertisement and sale by tax collectors of lands delinquent for taxes on April 1st of each year and to substitute therefor certification of such lands by the several tax collectors.

Which was read the first time by its title only and referred to the Committee on Finance and Taxation.

By Senator Gillis—  
Senate Bill No. 133:

A Bill to be entitled An Act providing for the payment of premium on bonds of officers and employees of the State and Counties by the State or Counties.

Which was read the first time by its title only and referred to the Committee on Finance and Taxation.

By Senator Gillis—  
Senate Bill No. 134:

A Bill to be entitled An Act to amend Section 3357 Revised General Statutes of 1920 same being Section 5210, Compiled General Laws of Florida, 1927, relating to the number of Justice of the Peace districts in a county.

Which was read the first time by its title only and referred to the Committee on Judiciary "A".

By Senator Gillis—  
Senate Bill No. 135:

A bill to be entitled An Act to prohibit trespass upon State lands and to provide penalties therefor.

Which was read the first time by its title only and referred to the Committee on Judiciary "A".

By Senator Gillis—  
Senate Bill No. 136:

A bill to be entitled An Act to repeal Sections 1 and 2 of Chapter 8433 Laws of Florida, Acts of 1921, being Sections 1709 and 1710, Compiled General Laws of Florida, Sections 1 and 2 of Chapter 11816, Laws of Florida, Acts of 1927, being Sections 1711, Compiled General Laws of Florida, and Sections 1 and 2 of Chapter 13706, Laws of Florida, Acts of 1929, relating to the battlefield of Natural Bridge and the monument and park thereon.

Which was read the first time by its title only and referred to the Committee on Miscellaneous Legislation.

By Senator Gillis—  
Senate Bill No. 137:

A bill to be entitled An Act to repeal Section 4 of Chapter 11976, Laws of Florida, Acts of 1927, relating to the salary of official court reporters in the State of Florida.

Which was read the first time by its title only and referred to the Committee on Judiciary "A".

By Senator Gillis—  
Senate Bill No. 138:

A bill to be entitled An Act to amend Section 2 of Chapter 8466, Laws of Florida, Acts of 1921, entitled "An Act relating to fraud or the attempt to defraud by assuming to have or to be able to obtain certain information whether the same exists or not, to prescribe certain evidence, and to provide penalties for the violation of this Act."

Which was read the first time by its title only and referred to the Committee on Judiciary "A".

By Senator Chowning—  
Senate Bill No. 139:

A bill to be entitled An Act to amend Section 5058 Revised General Statutes, being Section 7160 Compiled General Laws of Florida, 1927, relating to kidnapping and punishment therefor.

Which was read the first time by its title only and referred to the Committee on Judiciary "B".

By Senator Parrish—  
Senate Bill No. 140:

A bill to be entitled An Act fixing the rate of interest on tax certificates.

Which was read the first time by its title only and referred to the Committee on Finance and Taxation.

By Senator Parrish—  
Senate Bill No. 141:

A bill to be entitled An Act to extend State Road No. 24 as designate State Road Number 19.

Which was read the first time by its title only and referred to the Committee on Public Roads and Highways.

By Senator Shivers—  
Senate Bill No. 142:

A bill to be entitled An Act to further establish, declare and designate State Road Number 19.

Which was read the first time by its title only and referred to the Committee on Public Roads and Highways.

By Senator Shivers—  
Senate Bill No. 143:

A bill to be entitled An Act to further establish, declare and designate State Road Number 90.

Which was read the first time by its title only and referred to the Committee on Public Roads and Highways.

By Senator Bass—  
Senate Bill No. 144:

A bill to be entitled An Act providing for the manner of employment of teachers in the public schools of this state and prescribing the prerequisites of such teachers.

Which was read the first time by its title only and referred to the Committee on Education.

By Senator Butler—  
Senate Bill No. 145:

A bill to be entitled An Act to amend Chapter 8426, Acts of 1921, entitled An Act to provide for the creation of a

budget commission, the preparation and review of estimates for expenditures and revenues and to establish a budget system for all state expenditures, and to make an appropriation for the expenses thereof by adding thereto an additional section to be known as Section 9 of said Chapter, which additional section shall provide for the extension of the provisions of the said chapter to the State Road Department and any and all other functions of government supported or directed by any department or officer of the State.

Which was read the first time by its title only and referred to the Committee on Finance and Taxation.

By Senators Hilburn, MacWilliams, Stewart, Beacham, Larson, Holland, Gillis, Sikes, Getzen, Gomez, Butler, Whitaker, Hodges, Hale and Clarke—

Senate Bill No. 146:

A bill to be entitled An Act relating to wills and the probate thereof, to descent and distribution of decedents' estates, to dower, to the administration of decedents' estates and the practice and procedure relating thereto, to County Judges and their jurisdiction in probate and administration and to appellate procedure relating thereto, to revise and consolidate the law relating to the estates of decedents and to repeal all laws and Statutes in conflict herewith.

Which was read the first time by its title only and referred to the Committee on Judiciary "A".

By Senators Getzen and Sikes—

Senate Bill No. 147:

A bill to be entitled An Act to amend Section 1007, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1281, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; and to amend Section 1010, Revised General Statutes, being Section 1284, Compiled General Laws of Florida, Acts of 1931, to amend Section 1011, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1285, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; and to amend Section 1012, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1285, Compiled General Laws of Florida, 1927, all of said sections relating to the operation, licensing and taxing of motor vehicles, trailers, semi-trailers and motorcycle side cars.

Which was read the first time by its title only and referred to the Committee on Motor Vehicles.

By Senator Getzen—

Senate Bill No. 148:

A bill to be entitled An Act relating to the cancellation of tax certificates in the State of Florida, providing the duties of the clerks of the Circuit Courts in the several counties of the State of Florida to cancel said certificates, and providing duties to be performed by the county tax assessors of the several counties of the State of Florida in the assessing of all lands, parts or parcels thereof in the several counties of the State of Florida upon which outstanding certificates are against and upon.

Which was read the first time by its title only and referred to the Committee on Finance and Taxation.

By Senator Andrews—

Senate Bill No. 149:

A bill to be entitled An Act to protect trade-mark owners, distributors and the public against injurious and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark, brand or name.

Which was read the first time by its title only and referred to the Committee on Miscellaneous Legislation.

By Senator Andrews—

Senate Bill No. 150:

A bill to be entitled An Act prohibiting fake sales and providing a penalty for making fake sales.

Which was read the first time by its title only and referred to the Committee on Miscellaneous Legislation.

By Senator Beacham—

Senate Bill No. 151:

A bill to be entitled An Act to provide revenue by taxation of certain non-intoxicating liquor and amending Section 7 of Chapter 7736, Laws of Florida, Acts of 1918, defining intoxicating liquor, and for other purposes.

Which was read the first time by its title only and referred to the Committee on Temperance.

By Senator Parker—

Senate Bill No. 152:

A bill to be entitled An Act to authorize and require the State Comptroller of the State of Florida to purchase upon competitive bids all of the record books, blanks and forms which are now being used by the several county officers and officers of the State of Florida, and to supply the same to the several counties at cost; and creating a fund to be known as the "County Office Supply Fund," and making an appropriation therefor.

Which was read the first time by its title only and referred to the Committee on Appropriations.

By Senator Parker—

Senate Bill No. 153:

A bill to be entitled An Act to repeal Chapter 14782, Laws of Florida, Acts of the Legislature of 1931, the same being an Act to provide a pension to disabled school teachers who have taught for thirty-five or more years in the public schools of the State of Florida.

Which was read the first time by its title only and referred to the Committee on Education.

By Senator Gomez—

Senate Bill No. 154:

A bill to be entitled An Act to provide for the reinstatement of attorneys disbarred from the practice of law and regulating the procedure for such reinstatement.

Which was read the first time by its title only and referred to the Committee on Judiciary "B".

By Senators Getzen, Murphy and Stewart—

Senate Joint Resolution No. 155:

A Joint Resolution proposing an amendment to Section 6 of Article 8 of the Constitution of the State of Florida relating to the election of county officers.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA: That the following amendment to Section 6 of Article VIII of the Constitution of the State of Florida relating to the election of county officers be and the same is hereby agreed to, and shall be submitted to the electors of the State of Florida at the general election to be held on the first Tuesday after the first Monday in November, A. D. 1934, for ratification or rejection, that is to say, that Section 6 of Article VIII of the Constitution of the State of Florida be amended so as to read as follows:

Section 6. The legislature shall provide for the election by the qualified electors of the State of Florida in each county of the State the following county officers: A clerk of the circuit court, a sheriff, an officer to be known as county assessor and collector of taxes, a superintendent of public instruction and a county surveyor. The term of office of all county officers mentioned in this Section shall be for four years. Their powers, duties and compensation shall be prescribed by law. The Legislature shall provide by law for the care and custody of all county funds, and shall provide the method of reporting and paying out of all such funds. The office of county assessor of taxes, and the office of county collector of taxes, shall cease to exist, and the office of county assessor and collector of taxes shall come into existence upon the adoption of this amendment and the Governor shall appoint a person to be known as county assessor and collector of taxes for a term to run from the adoption of this amendment until the next general election to be held thereafter. And the compensation of the officer who shall be known as county assessor and collector of taxes, shall be the same as the compensation fixed for the assessor of taxes at the time of the adoption of this amendment, and such as may be fixed by the Legislature thereafter. The duties of the office of county assessor and collector of taxes shall be the same as those imposed by law upon the county assessor and the county collector of taxes at the time of the adoption of this amendment, and such as may be imposed upon him by the Legislature thereafter.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senator Andrews—

Senate Bill No. 156:

A bill to be entitled An Act relating to unfair competition and discrimination, making certain unfair and discriminatory practices unlawful, defining the duties of the Attorney General in regard thereto, declaring certain contracts illegal and forbidding recovery thereon, providing for actions to enjoin unfair competition and discrimination and to recover damages therefor making the violation of the provisions of this Act a misdemeanor and providing penalties.

Which was read the first time by its title only and referred to the Committee on Judiciary "B".

By Senator Murphy—  
Senate Bill No. 157:

A bill to be entitled An Act to amend Section 6 and 8 of Chapter 12290 (No. 435) of the Acts of the Legislature of Florida; Session Laws of 1927, entitled "An Act to amend Sections 2507, 2510, 2512, 2513 and 5670 of the Revised General Statutes of Florida, to increase the powers of the State Board of Accountancy and to empower the said Board to promulgate and enforce rules and regulations for the practice of Public Accountancy in Florida; to provide that the violation of certain rules or regulations promulgated by the said Board be a misdemeanor, and to prescribe penalties therefor;" and to repeal Sections 4, 7 and 18 of said Chapter 12290.

Which was read the first time by its title only and referred to the Committee on Miscellaneous Legislation.

By Senators Murphy and Getzen—  
Senate Bill No. 158:

A bill to be entitled An Act to regulate the expenditure of public school funds, and to provide a penalty for violations of the provisions of this Act.

Which was read the first time by its title only and referred to the Committee on Education.

By Senator Beacham—  
Senate Bill No. 159:

A bill to be entitled An Act to prohibit the payment of compensation to officers required by the Constitution or Laws of this State to be appointed by the Governor and Confirmed by the Senate, unless and until any officer appointed shall have been confirmed by the Senate; Prohibiting any officer from drawing or paying warrants for compensation prohibited by this Act to be paid; prescribing penalties for the violation of this Act and making certain exceptions in cases of appointments made between sessions of the Senate which could not have been anticipated, made and confirmed before the vacancy occurred.

Which was read the first time by its title only and referred to the Committee on Judiciary "A."

By Senator MacWilliams—  
Senate Bill No. 160:

A bill to be entitled An Act providing for the refund of that part of the gas tax imposed for the use of the State Road Department on gasoline consumed by farm tractors used for agricultural purposes and consumed by motor boats used for fishing purposes; authorizing and empowering the Comptroller of the State of Florida to issue refund permits; providing for the method of applying for such refund permits and providing penalties for the violation of this Act.

Which was read the first time by its title only and referred to the Committee on Finance and Taxation.

By Senator Getzen—  
Senate Bill No. 161:

A bill to be entitled An Act requiring the City of Coleman, Florida, to accept bonds or other indebtedness of said city, whether matured or unmatured, and/or matured interest bond coupons of said city in payment of any special assessments made by said city prior to the year 1933, and in payment of any taxes levied or assessed by said city prior to the year 1933.

Which was read the first time by its title only and placed on the Calendar of Local Bills on second reading.

By Senator Getzen—  
Senate Bill No. 162:

A bill to be entitled An Act requiring the City of Wildwood, Florida, to accept bonds or other indebtedness of said City, whether matured or unmatured, and/or matured interest bond coupons of said City in payment of any special assessments made by said City prior to the year 1933, and in payment of any taxes levied or assessed by said City prior to the year 1933.

Which was read the first time by its title only and placed on the Calendar of Local Bills on second reading.

#### CONSIDERATION OF BILLS ON SECOND READING

Senate Bill No. 6:

A bill to be entitled An Act relating to Motor Vehicles and to Amend Section 1010, Revised General Statutes, being Section 1284, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931, Relating to the Registration and Licensing of Motor Vehicles.

Which was read a second time on April 7, 1933, and retained its place on the Calendar of Bills on second reading with pending amendment.

Was taken up in its order.

The following amendment by Senator English was pending:

At the end of Section 1 strike out the period and insert the following: "Provided, however, that persons, firms and corporations who have paid into the Motor Vehicle Commissioner of the State of Florida any penalty under the provisions of Chapter 15625, Laws of Florida, Acts of 1931, be refunded the amount of such penalty for the year 1933 and it is hereby declared to be the duty of the proper official of the State of Florida to draw a warrant or warrants on any funds available therefor, for the payment of the same within 30 days after the passage and approval of this Act."

By unanimous consent Senator English withdrew the amendment.

Senator MacWilliams offered the following amendment to Senate Bill No. 6.

Strike out Section 3 and insert in lieu thereof the following: This Act shall take effect December 31st, 1933.

Senator MacWilliams moved the adoption of the amendment. Which was not agreed to.

Senator Parker moved that the rules be waived and Senate Bill No. 6 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 6 was read a third time in full.

Upon the passage of the Bill the roll was called and the vote was:

Yeas—Senators Andrews, Bass, Beacham, Black, English, Gary, Getzen, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Watson, Whitaker—28.

Nays—Mr. President: Senators Anderson, Butler, Chowning, Clarke, Dell, Gillis, Hale, Turner—9.

So the bill passed, title as stated, and the action of the Senate was order certified to the House of Representatives.

Senate Bill No. 13:

A bill to be entitled An Act repealing Chapter 9157, Laws of Florida, 1927, relating to the Title to Motor Vehicles, the issuance of Title Certificates and to regulate the purchase, sale and transfer of Motor Vehicles, etc.

Was taken up in its order and read a second time in full.

Senator Gillis offered the following amendment to Senate Bill No. 13:

In the title strike out the figures 1927 and insert in lieu thereof the following: 1923.

Senator Gillis moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

And Senate Bill No. 13, as amended, was referred to the Committee on Engrossed Bills.

Senator English gave notice that he would move to reconsider the vote by which Senate Bill No. 6 passed the Senate.

And the same went over under the rule.

Senator Parker moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 6 passed the Senate.

Which was not agreed to.

Senate Bill No. 45:

A bill to be entitled An Act making it unlawful for any person, firm or corporation to operate any motor vehicle upon the public highways of this State without proper equipment whereby the operator of said motor vehicle shall at all times have a clear view of motor vehicles approaching in the rear thereof; and providing that motor vehicles approaching from the rear shall be allowed to pass with safety motor vehicles in the front thereof.

Was taken up in its order and read a second time in full.

Senator Whitaker offered the following amendment to Senate Bill No. 45:

At the end of the title add: "The provisions of the Act shall apply only to common carrier automobiles and trucks which are operating under a franchise or license from the State."

Senator Whitaker moved the adoption of the amendment.

Which was not agreed to.

Senator Gomez moved that the rules be waived and Senate Bill No. 45 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 45 was read a third time in full.



Upon the passage of the bill the roll was called and the vote was:

Yeas—Senators Beacham, Chowning, Clarke, Dell, English, Gary, Gomez, Harrison, Hilburn, Holland, Larson, MacWilliams, Murphy, Rose, Shivers, Stewart—16.

Nays—Mr. President: Senators Anderson, Andrews, Bass, Black, Butler, Getzen, Gillis, Hale, Hodges, Lewis, Lundy, Mann, Parker, Parrish, Raulerson, Shelley, Sikes, Turner, Watson, Whitaker—21.

So the bill failed to pass.

Senate Bill No. 29:

A bill to be entitled An Act to prohibit the transfer of money from one fund to another fund by State officials, and requiring all money heretofore borrowed from any fund to be repaid within two years, and repealing all Laws in conflict herewith.

Was taken up in its order and read a second time in full.

The Committee on Finance and Taxation offered the following amendment to Senate Bill No. 29:

In Section 2, (typewritten bill,) strike out the words Section 2.

All money heretofore borrowed from any State fund or transferred from one fund to another, shall be repaid to the fund from which borrowed or transferred within two years from the effective date of this Act.

Senator Gary as Chairman of the Committee moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

The Committee on Finance and Taxation offered the following amendment to Senate Bill No. 29:

In Section 3, line 1, (typewritten bill), strike out the words: "Section 3." and insert in lieu thereof the following: "Section 2."

Senator Gary as Chairman of the Committee moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

The Committee on Finance and Taxation offered the following amendment to Senate Bill No. 29:

In Section 4, line 1, (typewritten bill), strike out the words: "Section 4," and insert in lieu thereof the following: "Section 3."

Senator Gary as Chairman of the Committee moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

The Committee on Finance and Taxation offered the following amendment to Senate Bill No. 29:

In title, (typewritten bill), strike out the words: "and requiring all money heretofore borrowed from any fund to be repaid within two years."

Senator Gary as Chairman of the Committee moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Getzen offered the following amendment to Senate Bill No. 29:

In Section 1, (typewritten bill), strike out the words:

That from and after the passage of this Act.

Senator Getzen moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Getzen offered the following amendment to Senate Bill No. 29:

In Section 4, (typewritten bill), strike out the words: Upon becoming a law and insert in lieu thereof the following: July 1, 1933.

Senator Getzen moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

And Senate Bill No. 29, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 85:

A bill to be entitled An Act for the relief of K. Borson, as Trustee.

Was taken up in its order and read a second time in full.

Senator Hilburn moved that the rules be waived and Senate Bill No. 85 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 85 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President: Senators Anderson, Andrews, Bass, Beacham, Black, Clarke, Dell, English, Gary, Getzen, Gillis, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Whitaker—30.

Nays—Senators Hale, Stewart—2.

So the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 86:

A bill to be entitled An Act for the relief of W. A. Williams, Jr., individually and as Clerk of the Circuit Court of Putnam County, Florida, together with the surety of his official bond.

Was taken up in its order and read a second time in full.

Senator Hilburn moved the rules be waived and Senate Bill No. 86 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 86 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President: Senators Andrews, Beacham, Black, Butler, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Shelley, Shivers, Sikes, Turner, Watson, Whitaker—32.

Nays—Senators Anderson, Bass, Caro, Stewart—4.

So the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 100 was taken up in its order and the consideration of same was informally passed.

Senate Bill No. 108:

A bill to be entitled An Act relative to the nomination and election of County Commissioners in each county of the State of Florida, having a population according to the last Federal Census of more than 150,000 and to provide for their nomination and election by the voters of such county at large and not by districts, and to prescribe where they shall reside and to repeal all laws in conflict herewith.

Was taken up in its order.

Senator Whitaker moved that the rules be waived and Senate Bill No. 108 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 108 was read a second time by its title only.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 108 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 108 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President: Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hale, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—38.

Nays—None.

So the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 110 was taken up in its order and the consideration of same was informally passed.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 5:56 o'clock P. M. until 10:30 o'clock A. M. Tuesday, April 11, 1933.